

DISRUPTION OF SCHOOL ACTIVITIES

2009 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Carol Spackman Moss

Senate Sponsor: Jon J. Greiner

LONG TITLE**General Description:**

This bill modifies the Criminal Code regarding disruption of a school.

Highlighted Provisions:

This bill:

- ▶ provides that it is a class A misdemeanor to enter onto school property in order to evade law enforcement;
- ▶ provides that not knowing the property is school property is not a defense; and
- ▶ requires that the defendant reimburse the school for the costs of responding to the defendant's presence on school property.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

76-8-1403, Utah Code Annotated 1953

*Be it enacted by the Legislature of the state of Utah:*Section 1. Section **76-8-1403** is enacted to read:**76-8-1403. Evading law enforcement while on school property -- Penalty --**

Restitution.

(1) As used in this section, "school" means any public or private kindergarten, elementary, or secondary school through grade 12, including all buildings and property of the school.

(2) A person is guilty of the class A misdemeanor of evading law enforcement while on school property, if the person enters at any time onto the property of any school when the person is in the act of fleeing or evading, or attempting to flee or evade, pursuit or apprehension by any peace officer.

(3) It is not a defense that the person did not know that the person had entered onto school property.

(4) As a part of the sentence for violation of this section, the court shall order the defendant to reimburse the school for costs incurred by the school in responding to the defendant's presence on the school property.

Legislative Review Note
as of 10-21-08 3:25 PM

Office of Legislative Research and General Counsel

H.B. 244 - Disruption of School Activities

Fiscal Note

2009 General Session

State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.
